

AND FOR THE REASON SET OUT
 HEREIN, IT IS HEREBY
 ORDERED THAT THE WITHIN
 MOTION IS DENIED.

Gary J. Lancaster
 GARY J. LANCASTER,
 UNITED STATES DISTRICT JUDGE

In The United States District Court For The Western District
 of Pennsylvania

James A Cagley, Plaintiff

vs

Allstate Insurance Company,
 Defendant

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o
o

Civil Action No: 09-852

FILED

NOV 25 2009

CLERK U.S. DISTRICT COURT
 WEST. DIST. OF PENNSYLVANIA

Motion For Judgment By Default

Plaintiff, James A Cagley, Pro se, files the following
 Motion for Judgment by Default and respectfully sets forth
 as follows:

1) Plaintiff filed this action on June 03, 2009 and
 filed an Amended Complaint on or About August 07, 2009.

2) Defendant filed a Motion To Dismiss Plaintiff's
 Amended Complaint Pursuant to F.R.C.P. 12(b)(6) and 12(e) of
 the Federal Rules of Civil Procedure on or About August 21, 2009.
 Said Motion was Denied on October 21, 2009.

3) Defendant failed to file a written response pleading
 within 20 Days of the Denial of Said Motion To Dismiss.

4) Accordingly, Defendant is in Default of this Action.